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**From:** Ngo, Kim [Ngo.Kim@epa.gov]  
**Sent:** 7/11/2022 6:44:20 PM  
**To:** Dwyer, Stacey [Dwyer.Stacey@epa.gov]  
**Subject:** RE: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

Thank you Stacey! Sue had asked if ORC had reviewed and I did not know that it had been cleared already.

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**From:** Dwyer, Stacey <Dwyer.Stacey@epa.gov>  
**Sent:** Monday, July 11, 2022 8:26 AM  
**To:** Ngo, Kim <Ngo.Kim@epa.gov>  
**Subject:** FW: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

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**From:** Dwyer, Stacey  
**Sent:** Thursday, May 26, 2022 3:48 PM  
**To:** Gonzalez, Iris <Gonzalez.Iris@epa.gov>; Wooden-Aguilar, Helena <Wooden-Aguilar.Helena@epa.gov>  
**Subject:** FW: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

FYI

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**From:** McGuire, James <McGuire.James@epa.gov>  
**Sent:** Thursday, May 26, 2022 3:03 PM  
**To:** Leddon, Terry <Leddon.Terry@epa.gov>; Dwyer, Stacey <Dwyer.Stacey@epa.gov>  
**Cc:** Andrews, Suzanne <Andrews.Suzanne@epa.gov>; Schoellkopf, Lynde <Schoellkopf.Lynde@epa.gov>; Wilson, Sherry <Wilson.Sherry@epa.gov>; Turk, James <turk.james@epa.gov>; Davis, Suea <davis.suea@epa.gov>; Garcia, David <Garcia.David@epa.gov>  
**Subject:** RE: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

Thank you Terry!

# Ex. 5 AC/DP

Thanks,

**James McGuire**  
Regional Counsel, EPA Region 6  
214-665-6560

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**From:** Leddon, Terry <Leddon.Terry@epa.gov>  
**Sent:** Thursday, May 26, 2022 2:45 PM  
**To:** Dwyer, Stacey <Dwyer.Stacey@epa.gov>; McGuire, James <McGuire.James@epa.gov>  
**Cc:** Andrews, Suzanne <Andrews.Suzanne@epa.gov>; Schoellkopf, Lynde <Schoellkopf.Lynde@epa.gov>; Wilson, Sherry <Wilson.Sherry@epa.gov>; Turk, James <turk.james@epa.gov>; Davis, Suea <davis.suea@epa.gov>; Garcia, David

<Garcia.David@epa.gov>

**Subject:** RE: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

This is a request from three environmental groups, Rio Grande International Study Center, Clean Air Laredo Coalition, and Earthjustice, for a meeting with Dr. Nance regarding EPA's actions on ethylene oxide emissions from Midwest Sterilization Corp. in Laredo, Texas. The attendees would like to discuss ethylene oxide emissions from the facility as well as the need for fence line monitoring and the Region 6 response to a March 2020 OIG report. The requestors seek a meeting prior to the issuance of the Agency's new sterilizer rule anticipated this summer. Attendees are identified as members of the environmental groups and two partisan City Council members. Earthjustice and its representative, Daniel Savery, are registered federal lobbyists.

There are no ethics concerns with accepting this meeting. Because federal lobbyists will attend, offered gifts must be declined (with very few exceptions) as required by the Biden Ethics Pledge. As always, we recommend consultation with the appropriate programs and ORC prior to giving Agency opinions on the identified discussion topics.

Please let me know if you have further questions.

Terry Leddon  
Assistant Deputy Ethics Officer

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**From:** Dwyer, Stacey <Dwyer.Stacey@epa.gov>

**Sent:** Wednesday, May 25, 2022 4:36 PM

**To:** McGuire, James <McGuire.James@epa.gov>

**Cc:** Andrews, Suzanne <Andrews.Suzanne@epa.gov>; Leddon, Terry <Leddon.Terry@epa.gov>; Schoellkopf, Lynde <Schoellkopf.Lynde@epa.gov>; Wilson, Sherry <Wilson.Sherry@epa.gov>; Turk, James <turk.james@epa.gov>; Davis, Suea <davis.suea@epa.gov>; Garcia, David <Garcia.David@epa.gov>

**Subject:** FW: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

James,

Attached is a meeting request form prepared by Earth Justice. Please let us know if there are concerns.

Stacey

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**From:** Marvin C. Brown IV <mcbrown@earthjustice.org>

**Sent:** Wednesday, May 25, 2022 4:15 PM

**To:** Garcia, David <Garcia.David@epa.gov>

**Cc:** Davis, Suea <davis.suea@epa.gov>; tricia@rgisc.org; rgisc@rgisc.org; cigarroa.melissa@gmail.com; Robinson, Jeffrey <Robinson.Jeffrey@epa.gov>; Ngo, Kim <Ngo.Kim@epa.gov>; Dwyer, Stacey <Dwyer.Stacey@epa.gov>; Turk, James <turk.james@epa.gov>

**Subject:** RE: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

Hi David,

Please find attached our meeting request.

Best regards,

Marvin

Marvin C. Brown IV  
(he/him/his)  
Associate Attorney  
Earthjustice

1001 G St., NW, Ste. 1000  
Washington, DC 20001  
W: 202.794.5355  
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[earthjustice.org](http://earthjustice.org)



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**From:** Garcia, David <[garcia.david@epa.gov](mailto:garcia.david@epa.gov)>  
**Sent:** Friday, May 6, 2022 9:12 AM  
**To:** Marvin C. Brown IV <[mcbrown@earthjustice.org](mailto:mcbrown@earthjustice.org)>  
**Cc:** [tricia@rgisc.org](mailto:tricia@rgisc.org); [rgisc@rgisc.org](mailto:rgisc@rgisc.org); [cigarroa.melissa@gmail.com](mailto:cigarroa.melissa@gmail.com); [robinson.jeffrey@epa.gov](mailto:robinson.jeffrey@epa.gov); [ngo.kim@epa.gov](mailto:ngo.kim@epa.gov); [dwyer.stacey@epa.gov](mailto:dwyer.stacey@epa.gov)  
**Subject:** RE: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

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Marvin,

Thank you for your and the Rio Grande International Study Center's interest to meet with Dr. Nance on ethylene oxide. Please note, as the new Region 6 Regional Administrator she has received many request to meet with outside parties, so there is no guarantee we can facilitate a timely meeting with her. As we have discussed the Region is planning to conduct a public meeting in Laredo, Texas in late June or July timeframe. If we can't schedule a timely meeting, I encourage you and representatives from the Rio Grande International Study Center to participate in an upcoming pre-proposal Commercial Sterilizer rule public meeting in Laredo Texas.

In the event, you still want to pursue a meeting prior to EPA's public meeting, please complete the attached questionnaire form. If you wish to discuss further, please feel free to call me at 214 665 7593.

David F Garcia,  
Director  
Air and Radiation Division  
1201 Elm St, Dallas, Texas  
75270  
Office 214 665 7593

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**From:** Garcia, David  
**Sent:** Monday, May 2, 2022 4:16 PM  
**To:** Marvin C. Brown IV <[mcbrown@earthjustice.org](mailto:mcbrown@earthjustice.org)>; Nance, Earthea <[Nance.Earthea@epa.gov](mailto:Nance.Earthea@epa.gov)>  
**Cc:** [tricia@rgisc.org](mailto:tricia@rgisc.org); [rgisc@rgisc.org](mailto:rgisc@rgisc.org); [cigarroa.melissa@gmail.com](mailto:cigarroa.melissa@gmail.com); Jeffrey Robinson <[Robinson.Jeffrey@epa.gov](mailto:Robinson.Jeffrey@epa.gov)>; Ngo, Kim <[Ngo.Kim@epa.gov](mailto:Ngo.Kim@epa.gov)>  
**Subject:** RE: Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

Marvin,

It was good visiting with you earlier today. As discussed I will follow up with you on a potential R6 pre-meeting with you and Rio Grande International Study Center prior to our pre-proposal Commercial Sterilizer outreach effort.

David F Garcia,  
Director  
Air and Radiation Division  
1201 Elm St, Dallas, Texas  
75270  
Office 214 665 7593

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**From:** Marvin C. Brown IV <[mcbrown@earthjustice.org](mailto:mcbrown@earthjustice.org)>  
**Sent:** Friday, April 29, 2022 3:34 PM  
**To:** Nance, Earthea <[Nance.Earthea@epa.gov](mailto:Nance.Earthea@epa.gov)>; Garcia, David <[Garcia.David@epa.gov](mailto:Garcia.David@epa.gov)>  
**Cc:** [tricia@rgisc.org](mailto:tricia@rgisc.org); [rgisc@rgisc.org](mailto:rgisc@rgisc.org); [cigarroa.melissa@gmail.com](mailto:cigarroa.melissa@gmail.com)  
**Subject:** Meeting request re ethylene oxide at sterilizer plant in Laredo, TX

Good afternoon Dr. Nance,

I am writing on behalf of the Rio Grande International Study Center in Laredo, TX to see if it would be possible to schedule a meeting with you to discuss concerns residents have had with a commercial sterilizer in their community?

As you know, in March 2020, EPA's Inspector General issued a report on EPA's failure to conduct community outreach to residents living near high-risk ethylene oxide emitting facilities. This list included the Midwest Sterilization facility in Laredo, TX. While EPA Region 6 has conducted outreach at some of these facilities, it still has not conducted the requested outreach in Laredo, TX, despite the community's concern.

Would it be possible to schedule a meeting with you to discuss this issue, and other concerns related to this facility, the week of May 23<sup>rd</sup>?

Sincerely,

Marvin

Marvin C. Brown IV  
(he/him/his)  
Associate Attorney  
Earthjustice  
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Washington, DC 20001  
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